

FORM PTO-1390
(Rev. 10-96)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

012679-066

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

09/486,392

INTERNATIONAL APPLICATION NO.
PCT/KR 98/00259INTERNATIONAL FILING DATE
August 25, 1998PRIORITY DATE CLAIMED
August 28, 1997

TITLE OF INVENTION

AN ATTENUATED JAPANESE ENCEPHALITIS VIRUS ADAPTED TO VERO CELL AND A JAPANESE ENCEPHALITIS VACCINE

APPLICANT(S) FOR DO/EO/US

KIM, Hyun Su; YOO, Wang Don; KIM, Soo Ok; LEE, Sung Hee; MOON, Sang Bum; HONG, Sun Pyo; SHIN, Yong Cheol; CHUNG, Yong Ju; ECKELS, Kenneth H.; INNIS, Bruce; PUTNAK, Joseph R.; BINN, Leonard N.; SRIVASTAVA, Ashok K.; DUBOIS, Doria R

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and the PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

Associate Power of Attorney; Petition for Extension of time (1 month)

06/22/2000 PVOLPE

00000142 09486392

01 FC:115
02 FC:154110.00 OP
130.00 OP

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.50)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER 012679-066
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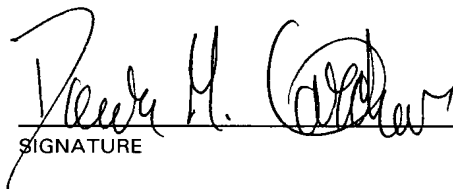
17. <input type="checkbox"/> The following fees are submitted:	CALCULATIONS	PTO USE ONLY																
Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO \$840.00 (970) International preliminary examination fee paid to USPTO (37 CFR 1.482) \$670.00 (956) No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$690.00 (958) Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$970.00 (960) International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$96.00 (962) <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>	<div style="border-bottom: 1px solid black; width: 100%;"></div>																	
Surcharge of \$130.00 (154) for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). <div style="float: right;">20 <input type="checkbox"/> 30 <input checked="" type="checkbox"/></div>	<div style="border-bottom: 1px solid black; width: 100%;"></div>																	
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:20%;">Claims</th> <th style="width:20%;">Number Filed</th> <th style="width:20%;">Number Extra</th> <th style="width:20%;">Rate</th> </tr> <tr> <td>Total Claims</td> <td style="text-align: center;">-20 =</td> <td style="text-align: center;">0</td> <td style="text-align: center;">X\$18.00 (966)</td> </tr> <tr> <td>Independent Claims</td> <td style="text-align: center;">-3 =</td> <td style="text-align: center;">0</td> <td style="text-align: center;">X\$78.00 (964)</td> </tr> <tr> <td colspan="3">Multiple dependent claim(s) (if applicable)</td> <td style="text-align: center;">+ \$260.00 (968)</td> </tr> </table>	Claims	Number Filed	Number Extra	Rate	Total Claims	-20 =	0	X\$18.00 (966)	Independent Claims	-3 =	0	X\$78.00 (964)	Multiple dependent claim(s) (if applicable)			+ \$260.00 (968)	<div style="border-bottom: 1px solid black; width: 100%;"></div>	
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Total Claims	-20 =	0	X\$18.00 (966)															
Independent Claims	-3 =	0	X\$78.00 (964)															
Multiple dependent claim(s) (if applicable)			+ \$260.00 (968)															
TOTAL OF ABOVE CALCULATIONS =																		
<div style="border-bottom: 1px solid black; width: 100%;"></div>																		
Reduction for 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).																		
SUBTOTAL =																		
<div style="border-bottom: 1px solid black; width: 100%;"></div>																		
Processing fee of \$130.00 (156) for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <div style="float: right;">20 <input type="checkbox"/> 30 <input type="checkbox"/> +</div>																		
TOTAL NATIONAL FEE =																		
<div style="border-bottom: 1px solid black; width: 100%;"></div>																		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (581) per property +																		
TOTAL FEES ENCLOSED =																		
<div style="border-bottom: 1px solid black; width: 100%;"></div>																		
			Amount to be: refunded															
			\$															
			charged															
			\$															

- a. ☒ A check in the amount of \$ 130.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 02-4800 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Ronald L. Grudziecki
 BURNS, DOANE, SWECKER & MATHIS, L.L.P.
 P.O. Box 1404
 Alexandria, Virginia 22313-1404



 SIGNATURE
 Dawn M. Gardner

 NAME
 44,118

 REGISTRATION NUMBER